

## Message Text

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ACTION L-03

INFO OCT-01 EUR-25 NEA-10 ISO-00 DOTE-00 SSO-00 NSCE-00

USIE-00 INRE-00 CAB-09 CIAE-00 COME-00 DODE-00 EB-11

INR-10 NSAE-00 RSC-01 FAA-00 PM-07 H-03 NSC-10 PA-03

PRS-01 SPC-03 SS-15 ACDA-19 IO-13 OIC-04 AF-10 ARA-16

EA-11 DRC-01 /186 W

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O R 211425Z SEP 73

FM AMEMBASSY ROME

TO SECSTATE WASHDC IMMEDIATE 0909

INFO AMEMBASSY BEIRUT

AMEMBASSY TELAVIV

AMEMBASSY LONDON

AMEMBASSY PARIS

AMEMBASSY MOSCOW

AMCONSUL MONTREAL

USUN NEW YORK 1744

UNCLAS ROME 10006

E.O. 11652: N/A

TAGS: ICAO, ETRN

SUBJ: ICAO AIR SECURITY CONFERENCE: TWENTIETH REPORT -  
SEPT 20

MONTREAL FOR US REP ICAO

PLS PASS TO: LITTELL/CAB; DRISCOLL/DOT; STEWART/FAA

1. CONFERENCE COMMISSION OF WHOSE COMPLETED DISCUSSION OF  
DRAFT PROTOCOL TO HAGUE CONVENTION. AS SUGGESTED BY FRANCE  
PARA 3 OF ART VII CHANGED TO READ: QTE BETWEEN PARTIES TO  
THIS PROTOCOL DENUNCIATION OF THE CONVENTION IN ACCORDANCE WITH  
ITS ART 14 SHALL MEAN ALSO DEKNCIATION OF THIS PROTOCOL.  
UNQTE ROOL-CALL VOTE ON PROTOCOL AS WHOLE REQUESTED BY AUSTRALIA  
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WAS 35(US)-14-35. AUSTRALIA THEN SUGGESTED THAT SINCE DRAFT  
PROTOCOL TO MONTREAL CONVENTION BASED ON DRAFT PROTOCOL TO HAGUE,  
COMMISSION SHOULD VOTE ON IT IMMEDIATELY. US SUGGESTED THAT  
CHANGES AGREED IN PROTOCOL TO HAGUE SHOULD BE READ OUT BY

SECRETARIAT AS PART OF PROTOCOL TO MONTREAL BEFORE BEING PUT TO VOTE. AUSTRIA ALSO SUPPORTED AUSTRALIA. AFTER ACCEPTANCE OF SUGGESTION OF FRANCE SUBSTITUTING QTE CONTRACTING STATE ON THE TERRITORY OF WHICH THE OFFENCE IS COMMITTED UNQT FOR QTE STATE OF REGISTRATION OF THE AIRCRAFT UNQTE IN ART I(A) AND MINOR ADDITION BY INDIA, DRAFT PROTOCOL AS WHOLE APPROVED BY ROLL-CALL VOTE 42(US)-14-36.

2. WHEN PRESIDENT OF COMMISSION SCIOLLA-LAGRANGE EXPLAINED, IN ANSWER TO QUESTION FROM HOLY SEE, WHY NO INDEPENDENT CONVENTION HAD EMERGED FROM DRAFTING COMMITTEE, SWEDEN SAID THAT VOTES ON QUESTION OF PRINCIPLE SHOWED THAT SOME ESSENTIAL ELEMENTS OF NORDIC PROPOSAL REJECTED. TEXT WHICH WOULD HAVE COME OUT OF DRAFTING COMMITTEE, HAD IT HAD TIME TO DRAFT ONE, WOULD HAVE BEEN UNSATISFACTORY. CANADA REGRETTED THAT NO TEXT PREPARED. US SAID IT UNDERSTOOD THAT DRAFTING COMMITTEE HAD BEEN GIVEN A DRAFT TEXT SEPT 18 BUT TOLD BY SECRETARIAT NO MTG FACILITIES AVAILABLE SO COULD NOT CONSIDER IT. SWITZERLAND, SUPPORTED BY FRANCE, TURKEY AND CAMEROON, SAID PLENARY COULD STILL TAKE UP NORDIC PROPOSAL. MEXICO SAID DRAFTING COMMITTEE DID NOT HAVE CLEAR MANDATE FROM COMMISSION. AUSTRALIA REGRETTED NO DOCUMENT BEFORE COMMISSION REGARDING CERTAIN PROPOSALS AND SUGGESTED COMMISSION TAKE NOTE OF STATEMENTS AND REPORT TO PLENARY THAT NO FURTHER ACTION REQUIRED. PRESIDENT SAID THIS MATTER WILL BE SUMMARIZED FOR PLENARY.

3. WHEN COMMISSION CONSIDERED DRAFTING COMMITTEE'S TEXT OF GREEK PROPOSAL FOR SUPPLEMENTARY PROTOCOL TO MONTREAL CONVENTION, CONGO PROPOSED DELETION OF QTE INTERNATIONAL UNQTE IN ART I(F) BUT USSR, CANADA AND US DISAGRED. VOTE ON THIS DELETION WAS 10-43(US)-9. FRG WANTED PERSONNEL OF THAT AIRPORT BROADENED TO INCLUDE AIR TRAFFIC CONTROL, AIRLINE AND OTHER PERSONNEL. CANADA WANTED TO CHANGE (F) (II) AS DID JAMAICA, US, AND FRANCE TO INDICATE WHEN PHASES BEGIN AND END AND WHO PERSONS ARE. CHAIRMAN SUGGESTED DIFFICULTIES MIGHT BE SOLVED AT LUNCH BREAK.

4. RWANDA FORMALLY MOVED DELETION OF QTE ENTRUSTED WITH THE UNCLASSIFIED

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SAFETY OF AIR NAVIGATION UNQTE FROM (F) (II). US SAID IF THIS DELETED, NO SUBSTANTIAL DIFFERENCE BETWEEN (I) AND (II) AND COMMISSION REJECTED 3-23(US)-13. FOLLOWING TEXT OF (F) (I) APPROVED 40(US)-0-18: QTE (F) PERFORMS AN ACT OF VIOLENCE IN AN AIRPORT SERVING INTERNATIONAL AIR NAVIGATION: (I) AGAINST THE PERSONS ENTRUSTED WITHIN THAT AIRPORT WITH THE SAFETY OF AIR NAVIGATION, IF SUCH ACT IS LIKELY TO ENDANGER THE SAFETY OF AIRCRAFT IN FLIGHT. UNQTE CANADIAN PROPOSAL FOR USE OF QTE COMPETENT AUTHORITIES UNQTE IN (F) (II) REJECTED 5-12-9(US) ALGERIAN PROPOSAL FOR DELETION OF QTE SERIOUSLY UNQTE REJECTED 14-22(US)-1. FOLLOWING TEXT FOR (F) (II) APPROVED 48(US)-6-17: QTE (II) AGAINST PERSONS WHO ARE IN THE EMBARKATION OR DISEMBARKATION PHASES, IF SUCH ACT IS SERIOUSLY DETRIMENTAL TO IN-

INTERNATIONAL CIVIL AVIATION. UNQTE ARTICLE II APPROVED WITH MINOR CHANGES 49(US)-0-21. ART III APPROVED WITHOUT CHANGE 32(US)-4-30 (FRANCE). FINAL CLAUSES ACCEPTED AS BEING SAME AS IN PROTOCOLS TO HAGUE AND MONTREAL RE EXTRADITION. TEXT OF PROTOCOL AS WHOLE APPROVED 56(US)-0-36. UK AND FRANCE MADE STATEMENTS RE THEIR ABSTENTIONS.

5. AT PLENARY OF CONFERENCE POLAND MOVED IN ACCORDANCE RULE 29, SUSPENSION OF RULE 20 BIS REQUIRING TWO THIRDS MAJORITY OF STATES REPRESENTED AT CONFERENCE FOR ADOPTION OF DRAFT CONVENTIONS. AFTER CLOSURE OF DEBATE (54-14-7), USSR REQUESTED ROLL-CALL VOTE. PRESIDENT SCIOLLA LA-GRANGE CLARIFIED PROPOSAL, STATING RULE 20 BIS WOULD REMAIN SUSPENDED UNTIL REINTRODUCED. LATIN AMERICANS REQUESTED FIVE-MINUTE BREAK TO ORGANIZE THEIR VOTE BUT REQUEST REJECTED 24(US)-36-8. SUSPENSION OF RULE 20 BIS REJECTED 41(US)-43-11.

6. WHEN PLENARY OF ASSEMBLY CONVENED FOR NIGHT MTG QATAR DEL APPEALED TO DELEGATIONS WHO HE CLAIMED HAD TRIED TO JEOPARDIZE WORK OF ASSEMBLY TO REOPEN DEBATE ON ARTS 79 QUATER, QUINTUM, SEXTUM AND SEPTIMUM (THE AMENDMENTS TO CHICAGO CONVENTION WHICH HAD BEEN REJECTED PREVIOUS NIGHT.) KENYA OPPOSED AND LEBANON REQUESTED ROLL-CALL VOTE WHICH WAS 60-7-24(US), COLOMBIA THEN PROPOSED AMENDMENTS TO ART 79 QUATER: QTE EACH CONTRACTING STATE UNDERTAKES TO REFRAIN FROM THE USE OR THREAT OF FORCE OR FROM PERMITTING THE USE OR THREAT OF FORCE --- PROVISIONS AND PRINCIPLES OF THE UNITED NATIONS --- UNQTE. AFTER OVER AN HOUR'S DEBATE ON PROPER LANGUAGE, COLOMBIA AMENDMENT PRESENTED UNCLASSIFIED

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ON BEHALF OF COSTA RICA, GUATEMALA, HONDURAS, NICARAGUA, URUGUAY AND VENEZUELA APPROVED BY ROLL-CALL VOTE 33(US)-20-39, BUT ART 79 QUATER WITH THIS AMENDMENT REJECTED 39(US)-20-33.

7. FRANCE THEN PROPOSED ADOPTION OF ART 79 QUATER IN ITS ORIGINAL VERSION. THIS ALSO REJECTED BY ROLL-CALL VOTE 52-2-35 (US). AFTER TANZANIA STRENUOUSLY OBJECTED AND PROPOSED ITS OWN AMENDMENT, WHICH WAS ORIGINAL LATIN AMERICAN PROPOSAL. SINCE PLENARY VOTED THAT TANZANIAN PROPOSAL WAS ALTERNATIVE MOTION (34-19(US), IT WAS VOTED AFTER FRENCH PROPOSAL AND FAILED 37(US)-18-34. ROLL-CALL VOTE ON PACKAGE OR ARTS 79 QUINTUM AND SECTUM FAILED 43-2-43(US). ROLL-CALL VOTE ON PACKAGE OF ART 79 BIS AND TER ALSO FAILED 54(US)-0-34 SO ASSEMBLY APPROVED NO REPEAT NO AMENDMENT TO CHICAGO CONVENTION.

8. ZAIRE THEN PROPOSED ASSEMBLY ADOPT RESOLUTION CALLING ON SECRETARY GENERAL TO STUDY QUESTION OF UNLAWFUL ACTS OF STATES AND REPORT TO NEXT ORDINARY ASSEMBLY. TEXT WILL BE PRESENTED TO ASSEMBLY TODAY.VOLPE

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## Message Attributes

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**Copy:** SINGLE  
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**To:** STATE INFO BEIRUT  
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LONDON  
PARIS  
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